

Notice of Allowability

Application No.

09/992,271

Examiner

Steven L. Weinstein

Applicant(s)

MUDAR ET AL.

Art Unit

1761

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 12/20/06.
2. ☒ The allowed claim(s) is/are 1-11, 13-18, 20, 22, 23, 25, and 28-32 renumbered claims 1-26, respectively.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413), Paper No./Mail Date 4/30/07.
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

Steven Weinstein
STEVE WEINSTEIN 1761
PRIMARY EXAMINER
4/30/07

EXAMINER'S AMENDMENT

Pursuant to a telephone conversation with Mr. Hurley on 4/30/07, the following changes were agreed upon:

In claim 1, lines 5 to 6, "member selected from...consisting of a" has been deleted and; in line 6, "and a surfactant" has been deleted; and in line 7, after the second instance of "bag", - - ; said slip agent being present in an amount sufficient to, provide the ability to heat seal through contamination of said heat seal layer caused by said added liquid, and sufficient to reduce leaker rates compared to the leaker rate of a packaging article having heat seal layers that do not comprise the slip agent - - has been inserted;

In claim 5, line 2, ", and the surfactant comprises a non-ionic surfactant" has been deleted;


In claim 6, lines 2 to 3, ", and the surfactant comprises...and alkyl-phenol" has been deleted;

In claim 20, line 1, "19" has been changed to read - - 1 - -;

Claims 12, 19, and 24 have been cancelled;

The title has been changed to - - Meat Package With Reduced Leaker Rates - -;

In the correspondence filed 11/16/01 and entitled "Transmittal", in the amendment to the specification that was to be inserted just after the title, in line 2 of the amendment, after "2000", - - ,now abandoned - - has been inserted.


STEVE WEINSTEIN
PRIMARY EXAMINER
1761
4/30/07